

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JAIVON JOSHUA MASSENA POOLE

Plaintiff,

v.

**COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

COUNSEL:

PLEASE TAKE NOTICE that upon the annexed affirmation of Howard D. Olinsky, attorney for the plaintiff, and other papers, the plaintiff will make a motion before the Court on a date to be set by the court, for an order:

1. Awarding an Equal Access to Justice Act Counsel Fee for \$5,792.25; and
2. Awarding expenses in the amount of \$16.80; and
3. If the Plaintiff has no debt registered with the Department of Treasury subject to offset that the fees be made payable to the attorney.

Plaintiffs' attorney, Howard D. Olinsky, moves the court for an award to be paid by the Defendant under the Equal Access to Justice Act, [28 U.S.C.A. § 2412](#).

There are no special circumstances in this case which make an award under the EAJA unjust.

SO ORDERED:

Defendant is directed to file a response to this motion by April 9, 2020. Plaintiff's reply, if any is due April 16, 2020.

Judith C. McCarthy

3-26-2020

JUDITH C. McCARTHY

United States Magistrate Judge

7:19-cv-03678-JCM

This motion is supported by an affirmation of Plaintiffs attorney, attached time and cost records and a Waiver of Direct Payment by the plaintiff.

Executed this March 19, 2020

Respectfully submitted,

/s/ Howard D. Olinsky

Howard D. Olinsky, Esq.

Counsel for Plaintiff

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